

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

FLORENCE WALLACE, ET AL.	:	CONSOLIDATED TO:
	:	
Plaintiffs,	:	CIVIL ACTION NO. 3:09-cv-0286
	:	
v.	:	
	:	(JUDGE CAPUTO)
ROBERT J. POWELL, ET AL.	:	
	:	
Defendants.	:	

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**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

WILLIAM CONWAY, ET AL.	:	
	:	
Plaintiffs,	:	CIVIL ACTION NO. 3:09-cv-0291
	:	
v.	:	
	:	(JUDGE CAPUTO)
MICHAEL T. CONAHAN, ET AL.	:	
	:	
Defendants.	:	

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**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

H.T., ET AL.	:	
	:	
Plaintiffs,	:	CIVIL ACTION NO. 3:09-cv-0357
	:	
v.	:	
	:	(JUDGE CAPUTO)
MARK A. CIAVARELLA, ET AL.	:	
	:	
Defendants.	:	

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

SAMANTHA HUMANIK,	:	
	:	
Plaintiffs,	:	CIVIL ACTION NO. 3:09-cv-0630
	:	
v.	:	
	:	(JUDGE CAPUTO)
MARK A. CIAVARELLA, JR.,	:	
ET AL.	:	
	:	
Defendants.	:	

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**PLAINTIFFS' MOTION PURSUANT TO LOCAL RULE 7.8(b)(3)
TO EXCEED PAGE LIMIT FOR PLAINTIFFS' BRIEF
IN SUPPORT OF THE MOTION FOR FINAL APPROVAL
OF THE MASTER SETTLEMENT AGREEMENT**

The undersigned Plaintiffs file this motion seeking leave to file a Brief in Support of the Motion for Final Approval ("Brief in Support") in excess of the page limits permitted by Local Rule 7.8(b). In support thereof, Plaintiffs state as follows:

1. On February 28, 2012, this Honorable Court entering an order granting Preliminary Approval of the settlement with Defendants Robert K. Mericle, Mericle Construction, Inc., ("Mericle") and Luzerne County ("Luzerne") (Docket No. 1084).
2. The February 28, 2012 Order scheduled the hearing on the Motion for

Final Approval for September 10, 2012, with briefs in support of the Motion to be filed 10 days prior to the hearing date.

3. On August 17, 2012, upon a request of the Mericle Defendants, this Court entered an Order re-scheduling a hearing on the Motion for Final Approval for November 15, 2012 (Docket No. 1177).

4. The August 17, 2012 Order was silent regarding the deadline to file Briefs in Support of Motions for Final Approval. Based on the instruction set forth in the February 29, 2012 Order, requiring that briefs in support of Motions for Final Approval be filed 10 days before the hearing date, all briefs in support of Motions for Final Approval are due on November 5, 2012.

5. Upon a request of Mericle, the Court moved the Final Approval Hearing date to November 19, 2012, however, Plaintiffs still intend to file their Motion for Final Approval and Brief in Support on November 5, 2012 (Docket No. 1202).

6. Because of the extensive factual and legal analysis required to support the Motion for Final Approval, Plaintiffs cannot fully and adequately articulate their arguments in fifteen (15) pages or 5,000 words, the length allowed for briefs pursuant to Local Rule 7.8 of the United States District Court for the Middle District of Pennsylvania.

7. Plaintiffs will require no more than sixty (60) pages or 15,000 words

for their Brief in Support.

8. Allowing a reasonable page and word exception to Rule 7.8 will result in substantial judicial economy, allowing the parties and the Court to more fully analyze the legal and factual issues involved.

9. The Mericle Defendants do not oppose this Motion.

10. Accordingly, Plaintiffs respectfully seek the Court's authorization to file a Brief in Support of the Motion for Final Approval not to exceed sixty (60) pages or 15,000 words.

Dated: October 31, 2012

Respectfully submitted,

By: /s/ David Senoff

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Case No. 09-0630

CERTIFICATE OF CONCURRENCE OR NON-CONCURRENCE

I, David S. Senoff, hereby certify, pursuant to Local Rule 7.1, the counsel for all represented parties was contacted for purposed of seeking concurrence in the foregoing motion.

Counsel for Mericle Defendants and counsel for the Provider Defendants concur in the Motion. At the time of filing, no other parties had responded to Plaintiffs' request for concurrence in the instant Motion.

s/ David S. Senoff
David S. Senoff

CERTIFICATION OF SERVICE

I, David S. Senoff, hereby certify that, on this 31st day of October, 2012, the foregoing Plaintiffs' Motion to Exceed Page Limitations for Brief in Support of Motion for Final Approval was filed and made available via CM/ECF to all counsel of record. Additionally, the foregoing was served by first-class mail upon the parties proceeding *pro se*:

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s/ David S. Senoff
David S. Senoff

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

FLORENCE WALLACE, ET AL.	:	CONSOLIDATED TO:
	:	
Plaintiffs,	:	CIVIL ACTION NO. 3:09-cv-0286
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v.	:	
	:	(JUDGE CAPUTO)
ROBERT J. POWELL, ET AL.	:	
	:	
Defendants.	:	

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**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

WILLIAM CONWAY, ET AL.	:	
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Plaintiffs,	:	CIVIL ACTION NO. 3:09-cv-0291
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**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

H.T., ET AL.	:	
	:	
Plaintiffs,	:	CIVIL ACTION NO. 3:09-cv-0357
	:	
v.	:	
	:	(JUDGE CAPUTO)
MARK A. CIAVARELLA, ET AL.	:	
	:	
Defendants.	:	

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

SAMANTHA HUMANIK,

Plaintiffs,

V.

MARK A. CIAVARELLA, JR.,
ET AL.

Defendants.

CIVIL ACTION NO. 3:09-cv-0630

(JUDGE CAPUTO)

ORDER

AND NOW, this day of , 2012, upon consideration of Plaintiffs' Motion Exceed Page Limit for Plaintiffs' Brief in Support of the Motion for Final Approval of the Master Settlement Agreement, it is hereby ORDERED that Plaintiffs may file a Brief in Support of the Motion for Final Approval not to exceed sixty (60) pages or 15,000 words.

BY THE COURT:

A. Richard Caputo, J.